

1  
2  
3  
4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**

6 \* \* \*

7 DEANNA STAHL,

8 Plaintiff,

9 v.

10 TARGET CORPORATION,

11 Defendant.  
12

Case No. 2:15-cv-01681-RFB-GWF

**ORDER**

13 **I. INTRODUCTION**

14 Before this Court comes Plaintiff's Motion for Retaxation of Costs [ECF No. 48]. This  
15 motion is granted.  
16

17 **II. LEGAL STANDARD**

18 Federal Rule of Civil Procedure 54(d) creates a presumption for the award of costs to a  
19 prevailing party in a civil case. A court may reduce the amount of costs upon consideration of the  
20 potential indigency of the losing party if that party is required to pay the full amount of costs.  
21 Stanley v. Univ. of S. California, 178 F.3d 1069, 1079-80 (9th Cir. 1999)  
22

23 **III. DISCUSSION**

24 The Court finds Plaintiff will be rendered indigent if the Court awards the current amount  
25 of costs, \$4,341.27. The Court finds that the Defendant has not rebutted Plaintiff's assertions and  
26 numerical estimations as to her financial status in terms of her low fixed income, assets, disability  
27 and medical costs that exceed her assets. The Court also finds there is a significant financial  
28 disparity between the resources of the parties. The current amount of costs exceeds the Plaintiff's

1 monthly fixed income and she is disabled. The Plaintiff has no means of increasing her assets or  
2 income. Her low bank account balance represents her only discretionary asset in case of  
3 emergency for the rest of her life. And this asset is subject to reduction based upon claims related  
4 to her unpaid medical bills. Considering all of these factors, the Court reduces the costs to the  
5 amount of \$500.00.

6  
7 **II. CONCLUSION**

8 Accordingly,

9 **IT IS ORDERED** that Plaintiff's Motion for Retaxation of Costs [ECF No. 48] is  
10 GRANTED. The amount of costs to be assessed to the Plaintiff is reduced to \$500.00  
11

12  
13 DATED: September 19, 2018.

14  
15 

16 **RICHARD F. BOULWARE, II**  
17 **UNITED STATES DISTRICT JUDGE**  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28